

CITY OF ALVARADO  
104 W. COLLEGE  
OCTOBER 17, 2011  
6:30 P.M.

AGENDA

The City Council of the City of Alvarado will meet in a Regular Session on Monday, October 17, 2011 at 6:30 p.m. in the Council Chambers at City Hall. Up to the first thirty minutes of the meeting will be a public work session for staff briefing of the Council on agenda items listed below.

CALL TO ORDER- Roll Call

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INVOCATION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

The City Council invites citizens to speak on any topic.

Unless the item is specifically noted on this agenda, the City Council is required under the Texas Open Meetings Act to limit its response to one of the following:

- \* **Responding with a statement of specific factual information or reciting the City's existing policy on that issue; or**
- \* **Directing the person making the inquiry to visit with City Staff about the issue. (No Council deliberation is permitted.)**

CONSENT AGENDA:

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|----|---|----|
| A. | Minutes, Special Meeting September 12, 2011.  | 1  |
| B. | Minutes, Regular Meeting, September 19, 2011.   | 4  |
| C. | Minutes, Special Meeting, September 29, 2011.   | 11 |
| 1. | Public hearing and consideration of the rezoning of Block 25, Lots 1, 2, 17, and 18 of the New Town Addition, known as 700 S. Parkway, by issuance of a Specific Use Permit, to accommodate a stationary vendor using a mobile structure in a C-2 (Commercial ) Zone. | 14 |
| 2. | Public hearing and consideration and action of the rezoning of Block 1, Lot 2 of the Gandhi Addition, in the 600 block of North Parkway, by issuance of a Specific Use Permit, to accommodate a heavy truck parking lot in a C-2 (Commercial) Zone.                   | 20 |

3. Public hearing and consideration and action regarding an Ordinance of the City of Alvarado to tax tangible personal property in transit which would otherwise be exempt pursuant to Texas Tax Code, Section 11.253. 26
4. Consideration and action regarding a resolution of the City of Alvarado authorizing purchasing services for local governments pursuant to Local Government Code 271.082 and 271.083 from the State of Texas Co-Op Program. 30
5. Consideration and action regarding the access agreement and permit between the City of Alvarado and Chesapeake Operating, Inc. to allow installation of three 10” temporary above ground water lines on city property located at 600 S. Parkway. 33
6. Consideration and action regarding an amendment to the Code of Ordinances pertaining to licensing for Sexually Oriented Businesses.
7. Consideration regarding request from Lynn Smith regarding Annexation of 15.36 acres, on the southwest corner of highway 35W and US Highway 67.

## EXECUTIVE SESSION

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may convene in Executive Session to deliberate regarding the following matters.

a. §551.071 Consultation with Attorney The City Council may convene in Executive Session to conduct a private consultation with its Attorney on any legally posted agenda item, when the City Council seeks the advice of its Attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the Attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provision of Chapter 551, including the following items:

1. Any posted agenda item.
7. Consider possible action resulting from items posted and legally discussed in Executive Session.

## CITY MANAGER’S REPORT

- A. College Street sewer line relocation
- B. Streets

- C. Events
- D. Gazebo project
- E. Wagon Barn
- F. HOT Advisory Board

Regular Council Agenda

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## COUNCIL COMMENTS

Pursuant to LGC Section 551.0415, City Council Members may make a report about items of Community interest during a meeting of the governing body without having given notice of the report. Items of community interest include:

- \* Expressions of thanks, congratulations, or condolence;
- \* Information regarding holiday schedules;
- \* An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of the person's public office of public employment is not an honorary or salutary recognition for purposes of this subdivision;
- \* A reminder about an upcoming event organized or sponsored by the governing body;
- \* Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- \* Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

## 8. Adjourn

### ACCESSIBILITY STATEMENT

The Alvarado City Hall and Council Chamber are wheelchair accessible. The exit and parking ramps are located in the front of the building. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 817-790-3351, FAX: 817-783-7925, e-mail: [thomasd@cityofalvarado.org](mailto:thomasd@cityofalvarado.org). Please call at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

### NON-DISCRIMINATION STATEMENT

The City of Alvarado does not discriminate on the basis of race, color, national origin, sex, religion, or disability in the employment or the provision of services. I, the undersigned authority do hereby certify that the above Agenda was posted on the bulletin board in the City Hall of the City of Alvarado, Texas, a place convenient and readily accessible to the general public at all times and said Agenda was posted on October 14, 2011 at 4:00 P.M. and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

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Debbie Thomas, TRMC  
City Secretary